

**BOARD OF SUPERVISORS  
OF APACHE COUNTY**

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DISTRICT III  
P.O. Box 428, St. Johns, AZ 85936

**DELWIN P. WENGERT, MANAGER-CLERK**  
ST. JOHNS, AZ 85936

September 3, 2013

Michael Whiting  
Apache County Attorney  
P.O. Box 637  
St. Johns, AZ 85936

RE: The Appointment of Carlyle Begay as Senator

Dear Mr. Whiting:

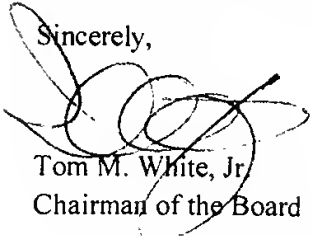
I have been following closely the ongoing articles in the Capitol Times, as well as the letters back and forth from your office and the lawyers representing Senator Begay and Representative Hale. It appears to me that, once again, Apache County is embroiled in another controversial issue that puts us on the front page of newspapers across the state. Many of these articles do not portray us in a very positive light.

In consideration of all the negative publicity, my question to you is why are you contemplating pursuing a "quo warranto" action against Mr. Begay? It is my understanding that Tom Ryan, Mr. Hale's attorney, requested this. It is my feeling that before the County Attorney's Office takes this kind of action, it should be discussed in an executive session with you, for the Board to be fully briefed on the legal aspects and possible consequences.

The Board voted on the appointment. I feel the decision made by the Board should stand, unless we are ordered to do something different by a court ruling. If the County does not get involved, it is my understanding that Mr. Hale can independently take the case to court. This would put the matter before a judge where I think it belongs.

I suggest Apache County stay out of the fight, the Board voted on the Appointment, let Mr. Hale take the case to court if he so chooses.

Sincerely,

  
Tom M. White, Jr.  
Chairman of the Board

cc: Delwin Wengert, County Manager